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2874

On motion of Mr Kerr, the House passed to the consideration of Senate Bill (S....) an act to refund any money or funds of any description that may have been erroneously paid into the State Treasury.

The bill was read a third time, and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson (Craighead)
Anderson (Howard)
Avera
Baker
Barrett
Bright
Burns
Casey
Cochran
Cluck
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fulton
Hannah
Humphry.
Kerr
Little
Love
McConnell
Morgan
Moore (Carroll)
Patton
Poe
Powell
Putman
Robinson (Dekalb)
Ruddle
Rumph
Russell
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Williams
Mr Speaker

Those who voted in the negative were:

Coffey. Judkins. Robinson (Monroe)

Sadler.	Sharpe.	Shinn.
In the affirmative		42.
In the negative		6.
Not voting:		45
		93.

So the bill was passed.

Mr Collins introduced the following resolution which was read and adopted.

I move that the Speaker appoint a committee of three, with Mr Rice as Chairman, whose duty it shall be to complete the examination of enrolled bills emanating from the House and that the Speaker of the House and such Committee and the Committee on Journals be authorized to draw their per diem during the time they are so engaged.

On motion of Mr Kerr the House passed to the consideration of Senate Bill (No. 204) "An Act in relation to suits in the name of the State against Corporations and to vacate or appeal Charters."

The Bill was read a first time.

On motion of Mr Kerr, by unanimous consent the rules were suspended and the bill was read a second time and made S. O. for 10 a.m. on the Morrow

By unanimous consent, Mr Rice introduced the following resolution. which was read

-Resolution of thanks to the Rev. J. C. Mackey. for his services as Chaplain for the Lower House of the General Assembly, during the years 1874 and 1875.

Whereas, our worthy Chaplain the Rev. J. C. Mackey. has been very efficient in the discharge of his ministerial duties.

and

Whereas, he has been particular assiduous in caring for the sick and afflicted of our body - ever watching over their spiritual as well as their temporal welfare.

therefore

Be it resolved that we hereby, and do offer an expression of the high appreciation and tender our most sincere thanks to our worthy and efficient Chaplain for his care and watchfulness over this body.

after debate

The resolution was then unanimously adopted.

Mr Durham, introduced the following resolution

Resolved, that each of the employees of the Clerk's Department shall be allowed $75.00 out of the currency appropriation recently made by the General Assembly. That the Clerk and Speaker of the House be authorized to certify said amount to the Treasurer in favor of said employees, whereupon the treasurer shall be authorized to pay the same

Which was read.

And on motion of Mr Durham the resolution was adopted.

Mr Rice, Chairman of the Committee on Enrolled Bills, submitted to the House the following report:

Mr Speaker:

The Bill of the House No. 23. an act entitled an act for the incorporation organization and management of Municipal corporations.

Also H. R No. 191. an act entitled an act to change and define the line between the Counties of Franklin and Crawford, having been signed by the proper officers were, on the 4th day of March 1875. delivered to his Excellency, for his action thereon.

D. A. Rice. Chairman

Message from the Governor by Mr C H Wood private Secretary, Who by consent read the same.

Executive office.
Little Rock Ark.
March 4. 1875.

To the Speaker of the House of Representatives and the Members thereof.

Gentlemen.

I have approved and signed House Bill No. 191. An act to change, define and make more perfect the lines between the counties of Crawford and Franklin and to confine the same to the statutory surveys of the United States and herewith return the same.

Very Respectfully.
A H Garland,
Governor.

By unanimous consent on motion of Mr Durham the House passed to the consideration of Senate Bill (S. 133) "An act to change the boundary line between Randolph and Clayton Counties."

The bill was read a first time.

Mr Judkins moved that the bill be indefinitely postponed.
after debate.

Mr Durham offered as a substitute that the bill be postponed until the 12th of November,
Which was agreed to.

Then the House at 5.15 P.M. on motion of Mr Flippin, the House took a recess until 7 P.M.

After 2nd Recess.
7 o'clock P.M.

The House met pursuant to adjournment

The roll was called and the following named members answered to their names:

Anderson (Caighead)	Bragg
Anderson (Howard)	Bright
Avera	Browning
Baird	Burns.
Baker	Casey
Barrett	Cochran
Bove	Chany
Boston	Cleveland
Bradford,	Cluck.

Coffey
Coleman
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Flippin
Foster
Fulton
Gardner
Gillis
Green
Grissom
Hannah
Headlee
Hile (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kerr
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan

Moore (Carroll)
Moore (Union)
Norwood
Patton
Pae
Polk
Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Greene)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker.

A quorum of the House present.

On motion of Mr Taylor, Mr Judkins was added to the committee on Journals.

A Message from the Senate by Col J. W. Calloway. Asst. Secty.

Senate Chamber.
March 4. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of H.B. No. 164. entitled "An Act changing Board Meetings and establishing the office of Regent for the Arkansas Industrial University and for other purposes." with the following amendments thereto, Viz: "Insert after the word Regent in line 4 of Section 4. the words "who shall be a practical farmer". and herewith respectfully return the same

Thomas H Newton
Secretary.

A further message.

Senate Chamber

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of (H. R. No. 209) "An Act to reimburse persons for money erroneously paid into the State Treasury upon account of the permanent School Fund in certain cases." also.

The passage by the Senate of H R No. 208. entitled "An act to regulate sale of School lands."

And herewith respectfully return the same.

Thomas H. Newton
Secretary

A further message.

Senate Chamber
March 4. 1875.

Mr Speaker:

I am instructed by the Senate

to inform your honorable body of the passage by the Senate of Senate Con. Res' No. 38. Congratulating the entire people of the State upon the peaceful termination of their difficulties &c.

Also, the passage by the Senate of H.R. No. 133 entitled "An Act to license and regulate trading on the navigable streams of this State.

And herewith respectfully submit the same.

Thomas M Newton

Secretary.

On motion of Mr Judkins the House passed to the consideration of the amendments by the Senate to (H.R. No. 164) "An Act changing Board meetings and establishing the office of Regent for the Arkansas Industrial University and for other purposes." together with the amendment.

"Insert after the word Regent in line 4. of Section 4. the words, "who shall be a practical farmer"."

The amendment was read a first time.

The rules by unanimous consent were suspended and the amendment read a second time.

On motion of Mr Flippin the amendment was made S.O. for 10. a.m. on the Morrow.

On motion of Mr Williams, Mr T. J. Riely Sergt at Arms of the House of Representatives was granted leave of absence for the 5th of March 1875.

On his motion Mr Dodson of Newton was granted leave of absence for the 5th of March 1875.

On his motion Mr Coffey was granted leave of absence for the 5th March 1875.

On motion of Mr Judkins the House passed to the consideration of the Senate bill No. 198. "An Act to enable the various Counties of this State to fund their State Scrip or to obtain a reissue of the same."

The bill was read the 3d time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Caighead)
Anderson (Howard)
Avera
Baker
Barrett
Bove
Bradford
Bragg.
Browning.
Burns
Casey
Casey
Cochran
Chany
Cluck
Coffey
Coleman
Davis
Dodson (Newton)
Durham
Flippin
Foster
Fulton
Gardner
Gillis
Green
Humphry.
Jones
Judkins
Little
McConnell
Miller.

Morgan
Moore (Carroll)
Powell
Robinson (Monroe)
Ruddle
Rumph
Sadler
Sanders
Sharpe
Shin
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wildberger
Williams
Wolf
Mr Speaker.

In the affirmative: 53
In the Negative: None
Not voting: 40
93

So the bill was passed.

Mr Sadler Chairman Committee on State Lands, made the following reports which were received and read.

And the reports of the Committee were adopted.

Mr Speaker:

The Committee on State Lands to whom was referred H.R. No. 85, an act entitled "An Act for the relief of Alvin Eubanks and B. M. Gramling of Green County." beg leave to state that they have had the same under consideration, and herewith respectfully return the same with a recommendation that it lie on the table till the 10th of November 1875.

All of which is respectfully submitted.

T. D Sadler
Chairman.

Mr Speaker:

The Committee on State Lands to whom was referred H. B. No. 169. an act entitled "An Act to abolish the office of Commissioner of Immigration and State Lands" beg leave to state that they have had the same under consideration, and herewith respectfully return the same with a recommendation that it lie on the table until the 10th day of November 1875.

All of which is respectfully submitted

N. D. Sadler

Chairman.

Mr Speaker:-

The Committee on State Lands to whom was referred H. B. No. 9. an act entitled "An Act to prevent trespass on State lands," beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it do not pass.

All of which is respectfully submitted.

N. D. Sadler.

Chairman.

Mr Speaker:

The Committee on State Lands to whom was referred S. B. No. 140, an act entitled "An Act to give the Commissioner of State Lands control of the School Lands of this State." beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that it pass.

All of which is respectfully submitted.

N. D. Sadler

Chairman

On motion of Mr Judkins, the House passed to the consideration (S. 140) "An Act to give the Commissioner of State Lands control of the School Lands."

The bill was read a third time and placed on its passage.

The question being put.

Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Caighead)
Anderson (Howard)
Baird
Baker
Boone
Boston
Bradford
Bragg.
Browning
Burns
Casey
Cochran
Chaney
Cluck
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fullon
Green
Hannah
Humphry
Jones
Judkins.
McConnell
Morgan
Moore (Carroll)
Patton
Poe
Powell
Robinson (Dekalb)
Robinson (Monroe)
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wildberger

Williams Wolf. Mr Speaker.

Those who voted in the negative were:

Barrett	Gardner	Ruddle
Coffey	Gillis	Rumph
Coleman	Miller	Wells (Dem.)

In the affirmative: 56.
In the negative: 9
Not voting: 34
93.

So the bill was passed.

On motion of Mr Collins the House at 7.45 P.M. took a recess for 5 minutes.

After the Recess.

A quorum of the House present.

A message from the Senate by Thomas W. Newton Secretary.

Senate Chamber.
March 4th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the non-concurrence by the Senate in the amendments by the House to Senate Bill No. 72. entitled "An act to fix the number and salaries of Clerks and employees of the different State Departments." And to ask that your House do recede from said amendment. And herewith respectfully return the same.

Thomas W. Newton
Secretary.

Joint Session of the two Houses of the General Assembly.

The Senate appeared within the bar of the House and were seated;

The President of the Senate in the Chair.

The Roll of the Senate was called by the Secretary of the Senate, and the roll of the House was called by the Clerk of the House, when it appeared that a quorum of both Houses were in the Convention

The President of the Senate announced that the two Houses of the General Assembly had met in joint session for the purpose of balloting for two Commissioners as required by an act, entitled "An Act to provide for deficiencies of payment of expenses of State guards called into active service by Governor Elisha Baxter in the year 1874, and of the extraordinary session of the General Assembly held in that year".

Nominations being in order

Senator Hicks nominated J. P. Eagle of Lonoke County.

Representative Green nominated Mr John T. Hill of Johnson County.

Senator Williams of Sharpe County nominated Mr Williams Dickson of Sharp County.

Representative Humphrey nominated Col.

J. A. Welch of Pulaski County.

Representative Coleman nominated Hon. John J. Horner of Phillips County.

Representative Jandkins nominated Brigadier General James M. Pomeroy.

Mr Wells of Drew, subsequently withdrew the nomination of Brigadier General James M. Pomeroy. and sent to the Clerks table the following letter, which was read.

Tuesday Evening
March 4.

Hon D.S Wells.

Dear Sir:

I learn that my name has been mentioned in connection with the position of Commissioner for settlement of claims arising out of the recent attempt to overthrow the government of the State. I cannot but be flattered by such a nomination but while any efforts of mine toward the allowance of the acts in question was certainly disinterested, I have lately been retained as attorney for the presentation of certain claims before the board; and that, of course, precludes my acceptance of the position of Commissioner.

Respectfully &c

James M. Pomeroy.

No further nominations being made.

The roll of the Senate being called, it appeared that the following named Senators voted for Hon. J. P. Eagle, Viz:

Senator East
Forney
Haycock
Hicks
Johnson
McCallum
Norman
Pollard
Reagan
Thrower
Walker
Warren
Mr President

The following named Senators voted for Mr John F Hill. viz:

Senator Tobey. Turner. Wheeler.

The following named Senators voted for Hon. John J. Horner. viz:

Senator Campbell. Fletcher.

Senator Williams voted for Mr Wm Dixon.

The roll of the House of Representatives being called, it appeared that the following named Representatives voted for Hon J. P. Eagle. viz:

Anderson
Avery.
Baker
Barrett
Bone
Boston
Bradford
Bragg
Browning
Burns
Casey
Cochran
Cleveland
Coffey
Davis
Dodson (Newton)
Dodson (Randolph)
Flippin
Fulton
Gardner
Hannah
Jones
Judkins
McConnell
Moore (Union)
Poe
Powell
Rice

Ruddle
Rumph
Russell
Sanders
Shinn
Slaughter
Venable
Wells (Drew)
Wells (White)
Williams
Mr Speaker.

The following representatives voted for Mr John F. Hill:

Cluck
Green.
Moore (Carroll)
Patton
Sadler

The following named Representatives voted for Wm. Dixon.

Foster
Trimble.
Wolf.

The following named Representatives voted for John J. Horner.

Anderson (Caighead)
Chany
Coleman
Collins.
Dunham
Miller
Morgan
Robinson (Desha)
Robinson (Monroe)
Taylor.

The following named Representatives voted for Col. J. A. Welch. Viz:

Representative Baird, Gillis, Humphrey.
Little Sharpe Wells Wildberger

Recapitulation of the Joint vote.

Hon. J. P. Eagle received	52	votes
Hon John J. Horner "	12	"
Mr J. F Hill "	8.	"
Mr J. A. Welch "	7	"
Mr Wm Dixon "	4	"

Whole number of votes cast 83.
Necessary to a choice 42.

Hon. J. P. Eagle having received a majority of all the votes cast, was declared duly elected as one of said Commissioners.

Nominations being again in order:

Representative Slaughter nominated Hon. John J. Horner, of Phillips County.

Senator Campbell nominated, Mr John G. Fletcher of Pulaski County.

Representative Browning nominated Col. J. A Welch of Pulaski County.

Representative Gillis, nominated Mr Jno. F Hill of Johnson County.

No further nominations being made.

The roll of the Senate being called, it appeared that the following named Senators voted for Hon. John J. Horner, Viz:

Forney
Haycock
Hicks
McCallum.
Reagan
Tobey
Walker
Warren
Williams.

The following named Senators voted for Mr Jno. G. Fletcher, Viz:

Senator Campbell
Fletcher
Johnson
Norman
Thrower
Turner
Upchurch.

The following named Senators voted for Col. J. A. Welch, Viz:

Senator

Henderson — Pollard.

The President voted for Mr John F. Hill.

The roll of the House of Representatives being called it appeared that the following named Representatives voted for Hon. John J. Horner, Viz:

Anderson (Caighead)
Anderson (Howard)
Avera
Bove
Boston
Bradford
Bragg.
Burns
Casey
Cochran
Chany
Coffy
Coleman
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Filipin
Fulton
Gardner
Miller
Morgan
Moore (Union)
Pae
Powell
Rice
Robinson (Desha)
Robinson (Monroe)
Ruddle
Sanders
Slaughter
Taylor
Trimble
Venable
Wells (Drew)
Wells (White)
Williams
Wolf.

The following Representatives voted for J. A. Welch, Viz:

Baird
Baker
Browning
Cleveland
Foster
Hannah
Humphry
Little
Shuck
Tull
Wildbergen.

The following named Representatives voted for Mr John G. Fletcher, Viz:

Representatives Barrett ... Jones
Judkins McConnell
Russell Shinn
The Speaker.

The following named Representatives voted for Mr John F. Hill, Viz:

Representatives Chuck Gillis
Green Moore (Carroll)
Patton Rumph
Sadler.

Recapitulation of the Joint vote:

Hon. John J. Horner received	48	votes
Hon John G. Fletcher "	14	"
Col. J. A. Welch "	13	"
Mr Jno F Hill "	8	"

Whole number of votes cast 83.
Necessary to a choice 42

Hon. John J. Horner having received a majority of all the votes cast, was declared duly elected as one of said Commissioners

Then

By direction of the President of the Senate.

The Convention adjourned.

The Speaker having resumed the Chair

On motion of Mr Filkpin the House at 9 o'clock and 10 minutes P.M. adjourned.

J. M. Granberry
Clerk

A. A. Pennington
Speaker.

day Morning.
March 5. 1875.

The House met pursuant to adjournment.

The Roll was called and the following named members answered to their names.

Anderson (Craighead)
Anderson (Howard)
Avera
Baird
Baker
Barrett
Bass
Burton
Bradford
Bragg.
Bright
Browning
Burns,
Casey
Cochran
Chaney
Cleveland
Clark
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Denham
Flippin.
Foster
Frazier
Fuller
Fulton.

Gardner
Green
Grissom
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Judkins
Kerr.
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Norwood
Pace
Polk
Powell
Rice
Rhea
Robinson (Dekalb)
Robinson (Monroe)
Ruddle
Rumph

Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Taylor
Trimble

Venable
Wall
Weir
Wells (Dem)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker.

A quorum of the House present.

Prayer by the Chaplain

After the Journal Clerk had read a portion of the Journals,

On motion of Mr Weir it was ordered by the House that further reading of the Journals be dispensed with — And that the Committee on Journals be instructed to read and compare the Journals for the 4th and 5th of March 1875.

On motion of Mr Judkins the House by unanimous consent passed to the consideration of (H.B. 160) "An Act to redistrict the State for Congressional purposes."

On motion of Mr Collins the further consideration of the bill was postponed until the 10th of November next.

On motion of Mr Browning the House passed to the consideration of the motion made by him on yesterday to reconsider the vote by the House on Senate Bill 233 "An act to appropriate $50,000 to the Starving poor of the State."

The motion to reconsider was lost (two thirds of the members present not voting therefor)

The hour of 9.30 a. m. having arrived the House passed to the consideration of Senate Bill (S. 235) "An Act in relation to the collection of the Taxes in the different counties of this State for 1874."

The bill was read 3rd time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were.

Avirett	Little
Baird	Love
Baker	Martin
Bove	McConnell
Bradford	Morgan
Bright	Moore (Carroll)
Browning	Moore (Union)
Casey	Norwood
Cochran	Poe
Cleveland	Polk
Cluck	Rhea
Coleman	Robinson (Monroe)
Collins	Ruddle
Dodson (Randolph)	Rumph
Flippin	Russell
Foster	Sanders
Fulton	Sharpe
Gardner	Shinn
Green	Slaughter
Hannah	Taylor

Dunnible	Wildberger
Wall	Williams
Wells (White)	Wolf.
	Mr Speaker.

Mr Powell voted in the negative.

In the affirmative	56.
In the negative	1
Not voting:	36
	93

So the Bill was passed.

The House passed to the consideration of Senate Bill (S. 232) "an Act to amend Sec 75. of an act fixing the regular terms for holding the County Courts in the State and for fixing the salaries of the County and Probate Judges, and the per diem pay of the Associate Justices in the several Counties in this State."

The bill was read the 3rd time and placed on its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were.

Anderson (Craighead)	Browning
Anderson (Howard)	Bright
Baird	Casey
Baker	Cochran
Barrett	Cluck
Bone	Coffey
Bradford	Coleman

Callins	Norwood
Davis	Poe
Dodson (Randolph)	Polk
Durham	Powell
Flippin	Rice
Foster	Rhew
Fulton	Robinson (Monroe)
Gardner	Ruddle
Gillis	Rumph
Green	Russell
Hannah	Saunders
Hill (Jefferson)	Sharpe
Humphry	Slaughter
Jones	Taylor
Judkins	Trimble
Kerr	Wall
Little	Williams
Love	Mr Speaker
Martin	
McConnell	
Morgan	
Moore (Carroll)	

In the affirmative	56
In the negative	none
Not voting:	37
	93.

So the bill was passed.

The House then passed to the consideration of Senate Bill No. 164, "An Act to change the Board Meeting, and establish the office of Regent for the Arkansas Industrial University and for other purposes".

Together with the Senate amendment thereto "Provided the Regent shall be a practical farmer, capable of running a farm".

The Senate amendments were read a 3rd

time, and placed on its passage.

The question being put.

Shall the Senate amendments pass.?-

It was decided in the affirmative.

Those voting in the affirmative were.

Baker
Barrett
Bove
Bradford
Bright
Browning
Burns
Casey
Cochran
Cluck
Coleman
Copeland
Davis
Dodson (Randolph)
Durham
Flippin
Fulton
Gardner
Green
Hannah
Humphry
Jones
Judkins
Kerr.
Martin.
McConnell
Morgan
Moore (Carroll)
Norwood.
Poe
Polk
Powell
Rice
Rhea
Robinson (Monroe)
Ruddle
Rumph
Russell
Slaughter
Taylor
Trimble
Wall
Weir
Williams
Mr Speaker

Those who voted in the negative were.

Chany
Collins.
Sharpe
Little
Love.

In the affirmative	48
In the negative	5
Not voting:	40
	93.

So the Senate amendment was passed.

Mr George P. Taylor, Chairman of the Committee on Journals submitted the following report.

Mr Speaker:

The Committee on Journals beg leave to report that they have examined the Journals up to the 1st of February and find the same correctly transcribed All of which is respectfully submitted.

George P. Taylor.
Chairman.

Mr Humphrey moved to suspend the rules to take up Senate Bill No. 72. "An Act to fix the number and salaries of the clerks and employees of the different State Departments which was not agreed to (two thirds of the members present not voting therefor.)

The House then passed to the consideration of H. R. 210. an act to repeal Section 2783 of Chap. 5. of Gantts Digest."

The bill was read a third time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

It was decided in the affirmative.

Those who voted in the affirmative were.

Anderson (Howard)
Avera
Barrett
Bove
Boston
Bradford
Bright
Browning
Casey
Cochran
Chany
Cleveland
Cluck
Coleman
Copeland
Davis
Dodson (Randolph)
Durham
Flippin
Foster
Fulton
Gardner
Grisson
Hannah
Hill (Calhoun)
Humphrey
Jones
Kerr.
Little
Love
McConnell
Morgan.
Moore (Carroll)
Moore (Union)
Pace
Polk
Rice
Rhea
Robinson (Monroe)
Ruddle
Rumph
Russell
Slaughter
Taylor
Trimble
Wall
Webb (White)
Wildberger
Williams
Wolf.
Mr Speaker.

Those who voted in the negative were.

Anderson (Craighead). Collins. Judkins. Sharpe.

In the affirmative	57
In the negative	3
Not voting:	39
	93.

So the bill was passed.

Under a suspension of the rules (⅔ of the members present voting therefor)

Mr Wells of White introduced the following resolution which was read and adopted.

Resolved, that C. P. Hill, assistant Door-Keeper and Janitor be allowed $30.00 out of the currency appropriation recently made by this General Assembly; that the Clerk and Speaker of the House are authorized to sign a certificate for said amount in favor of the said C. P. Hill, and on presentation of the same to the treasurer he shall be authorized to pay the same.

Mr Coleman, by unanimous consent introduced the following resolution which was received and read.

Whereas, it is now fully ascertained that the present State Government has been and will be by the general Government fully sustained, and

Whereas, it is the duty of all peace loving citizens to lend their aid to the lawful authorities of this State, to build up the Country and to encourage industry, education and immigration to the end that we may be an enlightened, prosperous free and happy people, therefore

Be it resolved by the House of Representatives, that we individually and collectively Republicans and Democrats do now publish to the people of the entire State that peace and quietude now prevails and that to all who desire to come among us that

we will receive them with open hearts and warm welcomes, promising to them safety in persons and property and freedom of speech.

Upon which resolution Mr Copeland called for the ayes and noes.

The call was sustained.

Those who voted in the affirmative were.

Anderson (Caighead)
Anderson (Howard)
Avera
Baird
Baker
Barrett
Boslé
Boston
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chany
Cleveland
Cluck
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Randolph)
Durham
Flippin
Foster.
Fulton
Gardner
Green
Greig
Grissom
Hannah
Hadlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphry
Jones
Judkins
Kerr.
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Marion)
Norwood
Patton
Pace
Polk.

Powell	Trimble
Rice	Venable
Rhea	Wall
Robinson (Aesha)	Weir
Robinson (Monroe)	Wells (Drew)
Ruddle	Wells (White)
Rumph	Wildberger
Russell	Williams
Sadler	Wolf
Sanders	Mr Speaker.
Sharpe	
Shinn	
Taylor	

In the affirmative	62
In the negative	None.
Not voting:	31
	93.

So the resolution was passed unanimously.

Mr Boston by unanimous consent introduced the following resolution:

Resolved, That the thanks of this House are hereby tendered to the reporters of the Gazette and Republican for the able and courteous manner in which they have discharged their arduous and perplexing duties as such representatives of the Press of this city.

S. R. Boston.

Mr Trimble by unanimous consent introduced the following resolution.

Resolved. That the Sergeant at Arms be instructed immediately after the adjournment to deliver all the furniture of this Hall (and

of the Committee Rooms, to the Secretary of State, and take his receipt for the same.

Which was adopted.

Mr Kerr, made the following report from the Committee on Immigration, which was received and read.

Mr Speaker:

The Committee on Immigration have carefully considered the bills referred to them, and also several interesting and instructive communications from citizens on the subject of Immigration referred to the Committee by his Excellency the Governor.

The Committee think that the present condition of the State and of her finances will not allow of any considerable expense for the inauguration of any plan or scheme to promote immigration and they therefore do not now recommend any action by the Legislature for that purpose.

They are further of opinion that no plan or system will avail to bring desirable immigrants to any country where the wants of those seeking new homes are not found; and any County which cannot furnish the means to answer these wants cannot hope to secure a permanent and valuable immigration by any system no matter how well devised.

The chief inducement to immigrants are probably peace, prosperity and a desirable country. At last it seems that peace to our State and people are assured; peace, with just laws, faithfully and impartially administered, will, with the blessing of Heaven bring prosperity. There enjoyed it will only be necessary to make known

more fully the resources of our State - its genial soil, rich and varied as it is, its mild and equable climate - in order to attract and secure the attention of the public.

The Committee have also considered some suggestions recommending that the State make arrangements to pay the fare or passage of immigrants to this State, the same to be afterwards repaid, and while they think it might be a profitable investment are not yet prepared to make any definite recommendations to the House in relation thereto.

It might be judicious also, to place a limited fund to be used in defraying the necessary travelling expenses of citizens of the State of foreign birth, in visiting their native countries, and who could give trustworthy assurances of their ability to bring a sufficient number of immigrants to justify the outlay.

An appropriation has been voted by this House to enable the Commissioner of State Lands to distribute documents and papers relating to the resources of the State, and measures have been inaugurated by the legislature and the Commissioner looking to the collection of the necessary statistics to fairly and correctly present the condition and characteristics of the various counties.

In addition the House has also voted to appropriate the sum of five thousand dollars to be applied to the representation of Arkansas, her productions and natural resources and their progressive development at the international exhibition for celebrating the one hundredth anniversary of American Independence to be held at Philadelphia next year.

Aside from the patriotic considerations which should influence us to provide that

our State "be present and answer to her name at this great meeting" in the judgment of the Committee the investment would be judicious as an advertisement, and would directly and beneficially promote immigration to our borders. On this subject the Governor in a message to the Senate says: "A presentation at that exhibition of samples of the products of her soil and of her minerals would do more to induce immigrants to come to the State, and persons of means to become interested here than all the articles and addresses we might print and disseminate for years.

All of which is respectfully submitted.

R. D. Kerr.

Chairman.

On motion of Mr Flispin,

Ordered, that the various Chairmen of Committees be authorized to send to the Clerk's table the various reports and papers in their hands for safe keeping.

Mr Copeland presented the following report which was received, read and adopted.

Mr Speaker:

The Committee on County & Probate Courts to whom was referred H.R. No. 17. 15. & 16 & 61. beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that they lay over until next full & our adjourned session.

All of which is respectfully submitted.

W. S. Copeland

Chairman

The report was received and read.

Mr Davis made the following report which was received and read.

Mr Speaker:

The Committee on Memorials to whom was referred H. R No. The petition of certain Merchants of the city of Little Rock asking to be paid for merchandize and supplies furnished the State in the Baxter Brooks War, beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that said claims be referred to the State Board to be appointed under Senate Bill No. xxx. for the adjustment of said claims, together with all papers and vouchers in the same.

Davis of Chicot
Chairman

On motion of Mr Browning the report of the Committee was adopted.

The House then passed to the consideration of the Bill of the Senate (S. 214) a bill for an act to be entitled "an act repealing all laws declaring the Stream called Petit Jean a navigable stream."

Mr Judkins, moved that the bill be indefinitely postponed.

Which was agreed to.

Mr Collins by unanimous consent sent up the following notice.

House of Representatives
March 5th 1875

I hereby give notice that at the adjourned

term, on the 10th day of November, or as soon thereafter as I can obtain the floor for that purpose I will introduce the following bills:

1st. A bill for an act to be entitled "An act for the purpose of changing the name of Clayton County, to "Poland" County."

2d. A bill for an Act to be entitled "An act to change the name of Dorsey County to "Scudder" County."

3d. A bill for an act to be entitled "An act to change the name of Barber County to "Saylor" County."

By unanimous consent Mr McConnell introduced the following resolution — referred to Committee on Militia claims.

Auk's Petition

Mr Judkins introduced the following notice:

Mr Speaker:

I hereby give notice that on the 12th day of November next I will introduce a bill to change the name of Grant County to that of Collins.

Judkins.

On motion of Mr Copeland,

Ordered, that all the unfinished business on the Clerk's table be postponed to first monday in November next.

Mr Durham gave the following notice

Mr Speaker:

I give notice that on the first Monday in November, or as soon thereafter as possible I will move a re-consideration of the vote just taken on the indefinite postponement of Senate Bill No 214 in regard to Relief Jean River"

By unanimous consent on motion of Mr Collins the House passed to the consideration of Senate Bill No. 107. "An Act to apportion the School fund for 1873, to the several counties of this State and for other purposes."

The bill was read a second time.

By unanimous consent the bill was read a 3°. time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were;

Anderson (Caighead)	Cochran
Anderson (Howard)	Chaney
Avera	Cleveland
Baird	Cluck
Baker	Collins
Barrett	Copeland
Bove	Davis
Bostic	Dodson (Randolph)
Bradford	Durham
Bright	Flippin
Browning	Foster
Burns	Fulton
Casey	Green

Gibson
Hannah
Hoover
Humphry.
Jones
Judkins
Kerr.
Little
Love
McConnell.
Morgan
Moore (Carroll)
Moore (Union)
Norwood.
Poe
Polk
Rice
Robinson (Monroe)
Ruddle
Rumph
Russell.
Sharpe.
Taylor.
Trimble
Wall
Weir
Williams
Wolf
Mr Speaker.

In the affirmative 54.
In the negative: None.
Not voting: 39.
93.

So the bill was passed.

By unanimous consent Mr Collins gave notice as follows:

I hereby give notice that on the 12th. day of November next I shall introduce a bill for the purpose of changing the name of "Sebastian" County to "Judkins".
Mch 5. 1875.

Mr Flippin moved that the House take a recess for 30 minutes.
Not agreed to.

Mr Anderson of Craighead introduced the following motion which was agreed to.

Mr. Speaker: As the hour for our adjournment

is near at hand, I move that the Rev. Dr Winfield be invited to deliver a short address before the House at this time

Whereupon, the Rev. A.R. Winfield appeared and entertained the House for a short time in a most able and eloquent-patriotic and impressive address.

For which the House tendered him a vote of thanks.

On motion of Mr Copeland the House at 11. a.m. took a recess until 11.45 a.m.

After the Recess.

A quorum of the House present.

A Message from the Senate by Mr Tho. N. Newton Secty.

Senate Chamber
March 5. 1875.

Mr Speaker:

I am instructed by the Senate to inform your Honorable body of the passage by the Senate of House Bill No. 185. entitled "An act for the relief of Leo W. Grayson, + his securities" and herewith respectfully return the same.

Thomas N. Newton
Secretary

A further Message.

Senate Chamber

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the

of a Joint Resolution providing for the appointment of a special Committee of five - two members of the Senate and three of the House - to wait upon the Governor and advise him that the General Assembly will adjourn this day at 12 o'clock M. and ask of him if he has any further communication to make to this body.

And the Committee on part of the Senate consists of Senators Thrower & Warren.

Respectfully
Thomas H Newton
Secretary.

On Motion of Mr Rumph:

Ordered, that the Speaker of the House appoint a Committee of three to wait upon his Excellency the Governor Garland, and inform him of their intention to adjourn and to ask if he have any further communication to lay before this body.

The Speaker announced as such Committee on the part of the House

Messrs Rumph.
Moore, (of Lenoir)
Weir.

The Speaker announced as Committee on Enrolled Bills, under the motion of Mr Collins, — —

Rice
Barrett
Durham.

On motion of Mr Collins, that any member of the Committee who may desire be permitted to remain and attend to the duty required

of the Journal Committee.

On motion of Mr Casey. Mr Coleman was added to the Committee to wait on the Governor.

Mr Rumph Chairman of the Committee to wait on his Excellency made the following report.

Mr Speaker:

Your Committee to wait on the Governor have performed that duty and am informed by his Excellency Gov. Garland, that he has no further communications to lay before the General Assembly.

Respty.

Rumph

Chm.

Mr Wildberger, by unanimous consent introduced the following resolution:

Resolved, That the Papers of the city be requested to publish the eloquent speech of the Rev. Dr Winfield delivered before the House this morning.

On motion of Mr Moore of Union the resolution was adopted.

The hour of 12 o'clock having arrived

The Speaker then declared the House adjourned, in accordance with the joint resolution to the 1st Monday in November 1875.

A. H. Pennington
Speaker

W. H. Grandberry
Clerk

Omitted in its proper order and inserted here -

Monday Morning.
March 1st. 1875.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (of Craighead)	Dodson (Newton)
Anderson (Howard	Dodson (Randolph)
Avera	Durham
Baird	Flippin
Barrett	Foster
Boone	Fulton
Boston	Gardner
Bradford	Gillis
Bragg.	Green
Bright	Grisson
Browning.	Hannah
Burns	Headlee
Casey	Hill (Calhoun)
Cochran	Hill (Jefferson)
Chaney.	Hoover
Cleveland	Humphrey.
Cluck	Jones.
Coffey.	Jackins
Coleman	Kerr.
Collins	Little
Copeland	Love
Davis.	Martin
Maxwell	Moore (Carroll)
McConnell	Moore (Union)
Miller	Moore (Woodruff)
Morgan	Norwood.

Patton
Pace
Pack
Powell
Rice
Rhea
Robinson (of Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders.

Sharpe
Shinn
Slaughter
Spaugler
Taylor
Trimble
Venable
Wall
Weir
Wells (of Drew)
Wells (of White)
Wildberger
Williams
Wolf.
Mr Speaker.

On motion of Mr Moore of Union the leave of absence heretofore granted Mr McRae was extended to the 5th of March 1875.

Mr Greig. was granted leave of absence on account of sickness.

A quorum of the House present.

Prayer by Rev. A. R. Winfield.

The Journal of the preceding day was read and approved.

On motion of Mr Russell the leave of absence heretofore granted Mr Fuller was extended to the 5th of March 1875.

Mr Russell by unanimous consent introduced the following resolution:

Whereas, the Sergeant at Arms of this House

in addition to the faithful performance of his duties as Sergeant at Arms, has also acted as Post-Master of the House, and

Whereas, the Past-master of the House is by law entitled to the sum of Six dollars per day;

Therefore be it

Resolved, by the House of Representatives that Thomas J. Kelly, in addition to his pay as Sergeant at Arms, be and he is hereby allowed the sum of two dollars per day as compensation for his services as Post-master of the House of Representatives.

After debate,

Mr McConnell called for the yeas and nays.

The call was sustained the question being put shall the resolution pass?

It was decided in the negative.

Those voting in the negative were:

Anderson (Craighead)	Coffey
Anderson (Howard)	Coleman
Avera	Collins
Baird	Davis
Barrett	Dodson (Randolph)
Broe	Flippin
Baston	Fosteo
Bradford	Grissom
Bragg.	Hannah
Browning	Hill (Calhoun)
Burns	Hill (Jefferson)
Casey.	Humphrey
Cochran	Judkins.
Chaney	Maxwell
Cleveland	McConnell.

Moore (Carroll)	Ruddle
Moore (Union)	Rumph
Pack	Sharpe
Powell	Trimble
Robinson (Desha)	Wells (White)
Robinson (Monroe)	Mr Speaker.

Those voting in the affirmative were:

Buck	Norwood
Copeland	Pae
Dodson (Newton)	Rice
Durham	Rhea
Fulton	Russell
Green	Sadler
Headley	Sanders
Hoover	Shinn
Jones	Slaughter
Kerr.	Taylor
Love	Venable.
Miller	Weir
Morgan	Wells (Drew)
Moore (Woodruff)	Wildberger
	Wolf

In the affirmative	29.
In the negative	42
Not voting:	22
	93

So the resolution was not passed.

On motion of Mr. Sadler leave of absence was granted Mr Spangler until the 5th of March.

Mr. Flippin asked leave to make a report from Special Committee which was received and read as follows:

Mr Speaker:

Your Special Committee to whom was referred a Resolution of the House instructing them to call on his excellency Gov. Garland for information in relation to a shooting affray that took place on the 26th day of Feby 1875, at Medford Station, Desha County, beg leave to state that they have performed that duty and herewith return the accompanying information from the Governor. All of which is respectfully submitted.

Boston
Chairman

Whereas, it has come to the knowledge of the Members of this House, through the public press, and otherwise, that at Medford Station Desha County of this State, on the 26th ult. two peaceful and respected citizens of this State, Hon. Saml. W. Mallory of Jefferson and Wm McQueen of Pulaski County, while peacefully attending to their own business, were fired on, with the intention of taking their lives, for no other reason than that they (the would be assassins) supposed they differed with them in politics—

Knowing Hon. S. W. Mallory, to be a republican and supposing said McQueen was Hon. Geo. Haycock, a republican member of the Senate now in session, and Whereas, it appears from the reported statements of C. D. Sample one of the would be assassins is an officer of high rank in the militia of this State and his friend and confederate Walker Quilling is sworn to wear such honors;

And Whereas, it appears from the statements of said McQueen, one of the parties attempted to be assassinated, that he immediately swore out a warrant for their arrest, but that the officers failed to arrest them, stating they had fled to Lincoln County;

And Whereas, it has been the vaunted boast of the democratic party of this State that the present government is sufficeient to enforce its laws, and has promised equal justice and protection to all classes of citizens regardless of political differences, or previous condition of servitude, and that public offenders, no matter to what political party they may belong shall be brought to speedy justice,

And Whereas, the Republican people of this State look anxiously to see these promises fulfilled,

And Whereas, the people look to the members of this General Assembly to secure their protection under the general government, therefore be it.

Resolved, That a Committee of three be appointed to investigate and ascertain if any steps have been taken to secure and bring said desperadoes to justice and report what legislation is necessary to secure to peaceful republican citizens of this State protection in their lives and property while engaged in the peaceful pursuit of business.

Executive Office.
Little Rock Ark. Feby 19th 1875.

Hon L. B. Bratton.

Dear Sir.

In compliance with your request on yesterday to furnish you with Mr. McQueen's letter in the late Medford affair I have the pleasure of sending it herewith. Please return it to me after you have finished with it, as I have no copy.

Yours truly
A. H. Garland.

Watson, Desha County, Ark
Janry 29th 1875.

Governor:

On Wednesday the 27th inst. at Medford station in this County, one D. C. Sample (representing himself as Captain in Militia, and showed what he called authority signed W. N. Portes, Brig. Genl. &c. for raising a company, and one W. W. Quilling (both much under the influence of liquor) shot at the Engineer (Saml Mallory) of the train, and were as boisterous and menacing in their actions that the train left before ready. Having business of a Commercial character to transact there, and not seeing the affair at the commencement and supposing the reports of fire arms was indulged in for sport by some drunken and foolish persons.

I staid there, and was immediately attacked by the above named parties, without any provocation on my part whatever, by calling me epithets of various characters, with obscene attachments; and, menacing cocked revolvers and asserted I was cowardly &c, or I would insult the insults. After using every effort to gain peace with them, and telling them I was not armed, and that if the matter of a political character or suspicion that I was politically opposed to the present State govt — they were mistaken that I was a personal friend of yours, and a supporter of the "Baxter Govt. and of the present Govt. and the efforts of W. B. Dumas (late County Surveyor) (C. Taylor Station Agent) and a Mr Miller to keep peace and quiet, I was advised by the Station Agent to get away the first favorable opportunity and they would keep or try to keep Quilling (who was the most determined in his manner esp to this time of killing me) quiet. Seeing a favorable opportunity of taking the advice, I attempted and had gotten from thirty to forty paces, when Sample with drawn revolver aimed at me, ordered me to stop, which I did not obey, and was

immediately fired on by him but without injury
I had supposed I gained peace so far as Caup
was concerned who promised me protection
previously to this last act, by saying he was
in command of a district, and that they thot.
I was Haycock of Pine Bluff, and admitted
that they had shot at Mallory, and that
Mallory could not live there ten minutes.
On arriving here, nearly all the day on
foot, 8 miles from Medford, I learned the
attack on the train was reported in advance
of me. After reporting my adventures to some
of the citizens (among st James P. Clayton, they urged
me to swear out a warrant for the arrest of the
parties, which, at first I was not inclined to do,
but afterwards yielded, as the peace and dignity
of the State and County demanded it. And the Deputy
Sheriff is now trying to serve the warrant.
So far as I am concerned individually I am
satisfied it was not intended as a "political outrage"
on me, but must admit that I did not like to be
shot at or be compelled to run very far at a time
in order to save life. I attribute the whole thing
to too much of the Devil being naturally in the
parties named and was brot. out more fully
through the instrumentality of "Lightning Whiskey"
All the good citizens of Desha County seemed to
be as determined to punish the parties if the
act had been done on political difference, al-
though it had not, and manifested a determinatio
that every thing shall be peace and quiet in
their county. I did not desire that this affair
so far as I am concerned should gain publicity
but thinking it would - that I would give you a
statement of affairs, and knowing you deprecat
all such acts by whomsoever and whatever pretens
committed, and being a citizen of Little Rock
and interested in the welfare of the State, I
deemed it my duty to give a full statement of

the matter as it occurred and came under my observation.

I would here say that if said Sample and Quilling are officers in militia or likely to be, I dont think from their reputed habits (particularly Samples) they will add any to the peace and dignity of the State.

Hoping you may be the means of restoring prosperity to the State and that peace and quiet may reign supreme.

I am very truly yours.

Wm. M. Queen.

To. His Excellency.
A. H. Garland
Gov. of Arkansas.

Executive Office.
Little Rock Ark,
Feby 12th. 1875.

Hon L. B. Boston.
Chairman of House Committee &c.

In reply to the call made by your committee upon me, for information as to the steps taken to have arrested, the parties engaged in the recent troubles at Medford Station in Desha County, I have to say.

On the 1st inst. when I first heard of the disturbance, I telegraphed at once to Genl. Portis, at Pine Bluff to go to Medford and if any aid to the civil authorities was needed to render it promptly, to arrest the parties & bring them to trial. In a few days thereafter I received a letter from the Sheriff of Desha. J. P. Jones, Esqr. stating that writs had been issued for the arrest of the parties, and the people were aiding and assisting him in trying to find them, but up to that time, they had not been found.

Two days after receiving the letter of Mr Jones I received from Genl. Portis his report of his visit to the place where the troubles occurred & his acts

while there. I present with this a copy of his report which will show that all possible steps have been taken by the authorities, seconded & aided by the people to bring the guilty persons to just punishment. To accomplish this my orders have been full & direct, and I shall leave nothing undone to reach in a proper way the parties thus violating the law.

Very Respectfully
A H Garland Gov.

Executive Office
Little Rock Ark Feby 15. 1875.

Hon L. A. Poston.

Since writing you my statement of the 12th I have received from Genl. Portis a telegram telling me that Sheriff Rice of Lincoln County had found & arrested Sample & Quilling & was bringing them back to Desha County to be dealt with according to law. Any further information I may receive as to this will be promptly forwarded to you.

Very Respectfully,
A H Garland Gov.

Pine Bluff. Feby 5th 1875.

Maj Genl. R. C. Newton.
Little Rock Ark.

Sir:

In obedience to your order, I have been down to Medford, and investigated the Sample and Quilling affair. I find they were both very drunk, and that they behaved very badly - they treated Mr. McQueen very rough indeed in the way of abuse, and when he tried to get away from them. Sample for

one shot at him, or in the direction of him, and also when the train moved off, there was one or two shots in the direction of it and hit in two places.

There was no Militia present when this happened nor had there been any at Medford that I could hear of, that day or at any other time, I had given C.D. Sample an order to raise a Company of Militia, and when raised to get their company organized and elect their officers, and I cannot hear of a single man that belongs to his or any company in Desha County- therefore you see the report of Militia attacking train is untrue and simply so reported to make political capital.

Lieut. Mallory says one shot came near the Engine and I have no doubt but what it did just as he described it to me;- the Conductor and the Mail Agent and all I have talked to seems to think it was nothing but a drunken spree. Mr McQueen went down to Watson, and there the citizens persuaded him to have a writ taken out for both of the parties which he did, and it was placed in the hands of Deputy Sheriff, and he went immediately to Medford to make the arrest, but before he arrived they had left and from the best information I could get, they have left the State. The citizens of Desha are good, law abiding people and seem determined to have them arrested and punished- this seems to be a general sentiment with both white and black, the writ is now in the hands of Sheriff Jones.

I have notified all the Cols. of Militia of South East Ark. to make the arrest if they can hear of them;- the men that are after them will get them if they are in the State. The citizens of Desha are determined to put down such lawless conduct.

Hoping this report may be satisfactory to yourself and Governor Garland I remain

Yours with Respect

M. T. Portis

Brig. Genl.

Mr Flippin moved that the report be receiv
and spread on the Journal, with the accom-
panying documents- Which was agreed to.

The hour of 10 o'clock having arrived the
House passed to the consideration of the special
order for that hour, being the consideration of
Senate Bill 212. "An Act making appropriation
to pay the expenses of the Legislative, Executive
and Judicial Departments of the State."

The House resolved itself into Committee of
the whole House for the consideration of the
bill.

Mr Bragg of Ashley in the Chair.

After some time spent therein,

The Speaker resumed the chair.

The Committee rose at 11 o'clock A. M. and
Mr Bragg, Chairman made the following report

Mr Speaker:

The House acting as a Committee
of the Whole, have had under consideration the
Bill entitled "An Act making appropriation
to pay the expenses of the Legislative, Executive
and Judicial Departments of the State." being
H R No. 212. and have instructed me to
report the bill back to the House with the
following sundry amendments, and recommend
its passage.

"Strike out $50.000.00 in 30.th Div.
of the bill and insert $43.000.00"

All of which is respectfully submitted.

Bragg
Chairman

Pending the sitting of the Committee the Speaker having resumed the chair for that purpose.

A Message from the Senate by Mr Calloway Asst. Secretary who by unanimous consent read the same.

Senate Chamber
Feby 27. 1875

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Joint Resolution No. 32. "A Joint Resolution providing for a Board, to effect a final settlement with the United States, respecting lands of the state, sold by the United States," also of the passage by the Senate of Senate Joint Resolution No. 33. "A Joint Resolution providing for the printing and distribution of the Acts of the General Assembly."

And henceforth respectfully submit the same.

Thos. W. Newton
Secretary.

Senate Chamber
Feby 27. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 97. entitled "An Act to amend and extend Sections 5516- 5519- 5521- & 5522. of Chapter 120. of Gantt's Digest. of the Statutes of Arkansas," also.

Senate Bill No. 227. Entitled "An Act to provide for refunding any monies or funds of any description whatsoever, erroneously paid into the State Treasury".

And herewith respectfully submit the same.

Thomas W. Newton Secretary.

Senate Chamber,
February 27th 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the senate of H. R No. 160, entitled "An Act to redistrict the State for Congressional purposes" with the following amendments thereto. Viz In Section two, insert "Lonoke" after "Lawrence" In Section Four, insert Crawford after Clark and Strike out "Lonoke," In Section Five strike out Crawford and insert Marion after Madison. And herewith respectfully return the same.

Thomas H Newton
Secretary.

On motion of Mr Casey, the report of the Committee of the Whole House was adopted.

On motion of Mr Humphry the amendment recommended by the Committee of the whole House, to "Strike out 50,000 in 30th division of the bill and insert 43,000." was agreed to.

Then

On motion of Mr Humphry the bill was read the 3rd time and pldeed on its passage

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson (Craighead)	Bradford
Anderson (Howard)	Bragg
Avera	Bright
Baird	Browning
Barrett	Casey
Bone	Cochran.

Chaney
Cleveland
Cluck
Coffey
Coleman
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fulton
Gardner
Grissom
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Jenkins
Love
x Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Woodruff)
Norwood
Patton
Poe
Polk
Powell
Rhea
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Saunders
Sharpe,
Shinn
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wells (White)
Wildberger
Williams
Wolf
Mr Speaker.

None in the negative.

In the affirmative	69
In the negative	None
Not Voting	24.
	93.

So the bill was passed.

By unanimous consent Mr Anderson of Craighead called up Senate Joint Resolution No. 33. "Providing for the printing and distributing of the Acts of the General Assembly."

The Joint Resolution was read a first time.

The rules were by unanimous consent further suspended and the S. J. R. No. 33. read a 2. time.
And
On motion of Mr Headlee was made S.O. for tomorrow March 2. for 1.0. a.m.

By unanimous consent on motion of Mr. Patton the House took up Senate Bill No. 222. "an act to provide for deficiency of payment of expense of the State Guards called into active service by Governor Elisha Baxter, in the year 1874. and of the Extraordinary session of the General Assembly in that year"

The bill was read a first time,
And
On motion of Mr Patton the rules were further suspended by unanimous consent, and the bill read a second time.

A message from the Senate by Mr Calloway Assistant Secretary.

Senate Chamber
March 1st 1875

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 228. entitled "An act to amend Section 1991. of Gantts Digest.
And herewith respectfully submit the same.

Thomas M. Newton Secretary

Thew

On motion of Mr Patton,

Ordered, that the bill be made Special order for 2.30 P.M. on tomorrow

By unanimous consent, On motion of Mr Taylor the House passed to the consideration of Senate Amendments to House Bill No. 27. "An Act to regulate the labor system of this State".

The Senate amendments were read a 1st. time.

The rules were by unanimous consent were further suspended, and the amendments were read a second time. X

And

On motion of Mr Taylor, the amendments with bill was made S.O. for tomorrow at 10.30 a.m. for 3rd. reading and passage.

Mr Headlee, in accordance with the notice given on yesterday moved that the House re-consider the vote by which the House rejected House bill No. 208. "An act to regulate the sale of School Lands".

After debate.

The motion to reconsider was agreed to.

On motion of Mr Sadler the House then at 12 o'clock and 15 minutes P.M. took a recess until 2 o'clock and 30 minutes P.M.

After the Recess.
2 o'clock & 30 minutes P.M.

The House met pursuant to adjournment.

The roll was called and the following named members answered to their names.

Anderson (Craighead)
Anderson (Howard)
Avera
Barrett
Bass
Boston
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chaney
Cleveland
Cluck
Coffey
Coleman
Collins
Copeland
Davis
Dodson (Newton)
Dodson (Randolph)
Dunham
Flippin
Foster
Fulton
Gardner
Gillis
Green
Grissom
Hannah
Headlee
Hill (Calhoun)
Hill (Jefferson)
Hoover
Humphrey
Jones
Judkins
Kerr
Little
Love
Martin
Maxwell
McConnell
Miller
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Norwood
Patton
Pace
Polk
Powell
Rice
Rhea
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Shinn
Slaughter
Spangler
Taylor
Thimble
Venable
Wall

Weir
Wells (Dreco)
Wells (White)
Wildberger
Williams
Wolf.
Mr Speaker.

On motion of Mr Dodson of Newton leave of absence until 5th March was granted to Wm. Shinn of Pope, on account of sickness.

By unanimous consent the rules were suspended and the House took up "Senate Joint Resolution No (S. 27) authorizing the Governor to execute a quit-claim deed to certain property to Thomas J. Churchill."

The rules were by unanimous consent further suspended, and the Resolution was read the 2d time, and made Special order for tomorrow at 10. a. m.

On motion of Mr Pennington leave of absence was granted the following members to attend the trial of the Cage Henry Phillips for forgery.

Speaker Pennington
Durham
Collins and
Gibson

Mr Slaughter by unanimous consent sent up the following reports from the Committee on Ways and Means.

Mr Speaker:

The Committee on Ways and Means to whom was referred H. R. No. 199. "An Act entitled an act to remit the taxes levied upon the real estate of Mississippi & Bradley Counties by means of income of assessments of the years 1871 & 1873 made by order of the State Board of Equalization

beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it take its place on the calender, as the Senate Bill on the same subject supersedes the necessity of the passage of this bill at this time.

All of which is respectfully submitted.

H. R. Slaughter
Chairman

Mr Speaker:

The Committee on Ways & Means to whom was referred H. R. No. 33. "An Act entitled "An Act Joint Resolution to refer the Malitia claims of 1868 & 1869 to State Board of Finance for investigation," beg leave to state they have had the same under consideration and herewith respectfully return the same with a recommendation that it take its place on the Calender until the 10th day of November next.

All of which is respectfully submitted.

Chairman

Mr Speaker

The Committee on Ways & Means to whom was referred S. B. 137. An Act entitled "An Act to remit certain Taxes and to repeal and annul the action of the State Board of Equalization, so far as it increased assessments have had the same under consideration, and herewith respectfully return it, with the recommendation that it do pass with the accompanying amendments.

Chairman

The report of the Committee was adopted.

The House took up senate Bill No. 137. "An Act to remit certain taxes and to repeal and annul the action of the State Board of Equalization so far as it increases assessments." ..

The amendment reported by the Committee to amend by inserting in Section Eight after the word Assessment the following, to wit: "not heretofore paid" into the State and County Treasuries."

Was agreed to.

And
On motion of Mr Sadler the bill was read the third time - and placed on its passage.

Mr Avera, moved to amend by striking out the word "personal."

The Speaker, (Mr Humphry in the Chair) decided that the amendment was out of order.

The bill was then placed on its passage.

The question being put. Shall the bill pass?

It was decided in the negative.

Those voting in the affirmative were.

Avera	Ruddle
Gardner	Rumph
Humphry	Sadler
Love	Sanders
Moore (Union)	Sharpe
Polk	Weir.
Powell	Wolf
Kerr.	

Those who voted in the negative were.

Anderson (Craighead)	Hannah
Anderson (Howard)	Headlee
Baird	Hill (Calhoun)
Barrett	Hill (Jefferson)
Boice	Hoover
Boston	Judkins
Bragg.	Little
Bright	Maxwell
Browning	McConnell
Burns	Morgan
Casey.	Moore (Carroll)
Cochran	Moore (Woodruff)
Chaney	Norwood
Cleveland	Poe
Cluck	Rhea
Coffey.	Robinson
Collins	Russell
Copeland	Slaughter
Davis	Trimble
Dodson (Newton)	Venable
Dodson (Randolph)	Wall
Durham	Wilburger
Flippin	Williams
Fulton	
Green	

In the affirmative: 15
In the negative: 48.
Not Voting: 30
93

So the bill was not passed.

Mr Slaughter from Committee of Ways & Means submitted the following report which was received and read, Viz:

Mr Speaker:

The Committee on Ways & Means

to whom was referred S. B. No. 188 "An Act entitled "An Act to fix the compensation of Assessors." beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it do pass,

All of which is respectfully submitted.

H P Slaughter
Chairman

Mr Rice, Chairman of the Committee on Engrossed Bills, made the following report:

Mr Speaker

The committee on Enrolled Bills, to whom was referred H R No. 131. "An Act entitled "An Act to establish the law of Forcible Entry and detainer and repealing Sec- 2932 to Sec- 2950. Gantts Digest. respectfully beg leave to report that after carefully examining the same, find said bills correctly engrossed.

Rice
Chairman

The report of the Committee was received and entered on the Journal.

The House then passed to the consideration of Senate Bill No. 188. "An Act to fix the compensation of Assessors."

Mr Wells of Drew offered the following amendment:

Mr Speaker:

I desire to amend Sec 1. in 5th line by striking out after the word "twenty," the word "five." and amend further by striking

out all that part of the same Section from the 10th line beginning at the word "For."

Mr Judkins moved that the amendment be laid on the table -

Which was not agreed to.

Then

On motion of Mr Little of Pulaski the bill was read the third time and placed on its passage.

Pending which.

Mr Chaney moved that the bill be indefinitely postponed.

Which was not agreed to.

The bill was then read a third time and placed upon its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those voting in the affirmative were:

Anderson (Craighead)	Foster
Anderson (Howard)	Fulton
Boston	Gardner
Bradford	Hannah
Bright	Headlee
Browning	Hoover
Burns	Humphrey
Casey	Jones
Cluck	Judkins
Collins	Kerr.
Dodson (Newton)	Little
Dodson (Randolph)	Maxwell
Flippin	McConnell

Moore (Carroll)
Moore (Lincoln)
Moore (Woodruff)
Norwood
Patton
Poe
Polk
Powell
Rice
Robinson (Desha)
Robinson (Monroe)
Ruddle
Russell
Sanders
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wildberger

Those voting in the negative were:-

Avera
Baird
Barrett
Bovie
Bragg.
Cockrum
Chaney
Cleveland
Coffey
Copeland
Davis.
Gillis
Green
Hill (Calhoun)
Hill (Jefferson)
Love
Morgan
Rhea
Rumph
Sadler
Sharpe
Williams
Wolf.

In the affirmative	49
In the negative	23
Not Voting:	21
	93

So the bill was passed.

Mr Wells of Drew, by unanimous consent called up Senate bill No. 205. "An Act to repeal Sec 5747. of Gantts Digest."

The bill was read the third time and placed on its passage.

The question being put, Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were:

Anderson (Craighead)
Anderson (Howard)
Avera (
Baird
Barrett
Bove
Boston
Bradford
Bragg
Bright
Browning
Burns
Casey
Cochran
Chany
Cleveland
Cluck
Coffey
Coleman
Collins
Davis
Dodson (Newton)
Dodson (Randolph)
Durham
Flippin
Foster
Fulton
Gardner
Green
Hannah
Headley
Hill (Calhoun)
Hoover
Humphry
Jenkins
Kerr.
Little
Love
Maxwell
McConnell
Morgan
Moore (Carroll.
Moore (Union)
Moore (Woodruff)
Norwood
Patton
Pace
Polk
Powell
Rice
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sanders
Sharpe
Slaughter
Trimble
Venable

Wall — Wildberger
Weir — Williams
Wells (Drew) — Wolf.

Those who voted in the negative were

Hill (of Jefferson) — Sadler.

In the affirmative 65
In the negative 2
Not voting: 26
93

So the bill was passed.

By unanimous consent Mr Wildberger presented the following petition from the citizens of Little Rock which was received & read.

Little Rock March 1st. 1875.

Gentlemen:

At a meeting of the citizens of Pulaski County, State of Arkansas held Feby 27/75. the undersigned were appointed a committee to present the following resolutions which was unanimously passed by said meeting, protesting against the passage of Senate Bill No. 214. to wit:

"Resolved, that our Representatives in the legislature are hereby requested to use every effort in their power to defeat the passage of Senate Bill 214. repealing all acts declaring the Petit Jean a navigable Stream, as it is a direct stab at the commerce of our city, and a positive injury to the commerce of our State."

Very Respectfully
W. H. Field
D E Jones
Comm.

To Hon C. S. Collins
R. C. Wall
H Wildberger
R. A. Little.

Mr Wells of Drew. Chairman of Com. on Judiciary made the following report, together with the opinion of Atty. Genl.

Mr Speaker:

The Committee on Judiciary to whom was referred S. B. No. 200. An act entitled "An Act Legalizing May Term 1874 of the Madison County Circuit Court" beg leave to state they have had the same under consideration, and herewith respectfully return the same with a recommendation that it do pass, with the opinion of the Attorney General.

All of which is respectfully submitted.

Wells of Drew
Chairman

Office of Attorney General
Little Rock Ark Feby 27th 1875.

Hon W. E. Cluck,
Hous Reps.
Little Rock Ark

Dear Sir:

I have examined Senate Bill No. 200. entitled "An act to legalize the May Term 1874 of the Madison County Circuit Court" and am of the opinion that the bill does not propose special legislation within the meaning of the Const of 1874, and that the same is not local in its character.

As General Law could well be made applicable in cases of this kind, which would apply to all cases, but this bill is general in its provisions and operation as applied to this case, and as it might affect the rights of any and all parties interested in the May term of the Madison Ct. Ct. for 1874

The stringency of these constitutional provisions may lead to the passage of general

laws of doubtful utility in order to remedy the hardships of particular cases.

"In State vs Hitchcock 1 Kan 178. it was held that the Constitutional provisions that in all cases where a general law can be made applicable no special law shall be enacted," left a discretion with the legislature to determine the cases in which special laws should be passed; but I am of opinion that this bill is not such special or local legislation as requires notice before it can be passed by the legislature -

Very Respectfully Yours
S R Hughes Atty Genl.

By unanimous consent on motion of Mr Cluck, the House passed to the consideration of Senate Bill No. 200. An Act entitled "An Act to legalize the May Term 1874 of the Madison County Circuit Court."

Which was read a third time and placed upon its passage.

The question being put. Shall the bill pass?

It was decided in the affirmative.

Those who voted in the affirmative were

Avra	Coffey
Barrett	Collins
Bone	Davis
Bright	Dodson (Newton)
Browning	Dodson (Randolph)
Burns	Durham
Casey	Flippin
Cochran	Foster
Chaney	Fulton
Cluck	Gardner

Green
Hannah
Hoover
Jones
Little
Martin
McConnell
Morgan
Moore (Carroll)
Moore (Union)
Moore (Woodruff)
Norwood
Patton
Poe
Polk
Powell
Rice
Robinson (Desha)
Robinson (Monroe)
Ruddle
Rumph
Russell
Sadler
Sanders
Sharpe
Slaughter
Taylor
Trimble
Venable
Wall
Weir
Wells (Drew)
Wildbergen
Williams
Wolf
Mr Speaker.

Those who voted in the negative were:

Anderson (Craighead)
Anderson (Howard)
Bradford
Bragg.
Coleman
Humphry
Judkins
Maxwell.

In the affirmative 56
In the negative 8.
Not voting: 29
93.

So the bill was passed.

Under a suspension of the rules for that purpose.

Mr Judkins introduced a bill (H.R 213) Entitled "An Act to provide for the representation of the State of Arkansas at the Exhibit

to be held at Philadelphia on the one hundredth anniversary of National Independence.

Which was read a first time.

By unanimous consent, under a suspension of the rules
The bill was read a second time.
And
On motion of Mr Judkins, was made the Special order for 10 o'clock A.M. of Tuesday March 2d. 1875. in the Committee of the Whole House.

On motion of Mr Wells of Drew. General Reynolds of Desha County and Col Bell of Randolph County were invited to a seat within the bar of the House.

By unanimous consent Mr Martin introduced a bill (H R 214) entitled "An Act authorizing the Governor to appoint representatives to the Centennial Celebration to be held at the city of Philadelphia on the 4th July A.D 1876.

Which was read a first time.

By unanimous consent
Under a suspension of the rules
The bill was read a second time
And
On motion of Mr Avera was made the Special order for 10 o'clock and 40 minutes A.M. on the morrow.

The hour of 4 o'clock P.M. having arrived The House passed to the consideration of the special order set for that hour being the consideration of the substitute for the bill of the

House (Sub H. R 133) entitled "an act to license and regulate trading on the navigable streams of this State."

Mr Davis moved that the bill be engrossed for a third reading and made the special order for 3 o'clock P.M. on the morrow.

Mr Avera moved as a substitute that the further consideration of the bill be indefinitely postponed.

Pending the consideration of the motion.

A message from the Senate by Mr Calloway their Assistant Secretary.

Senate Chamber.
March 1st. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bills No. 219. entitled "An Act to define and declare the true intent and meaning of Sections 2696-2697 2698. 2699-+2700. of Gantts Digest of the statutes of Arkansas."

Also

Senate Bill No. 171 entitled "An Act in regard to partition fences and for other purposes."

Also

Senate Bill No. 229. entitled "An Act to regulate the pleadings and practice in actions for the recovery of lands."

And herewith respectfully submit the same

Thomas H Newton
Secretary.

Senate Chamber.
March 1st. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Bill No. 167. entitled "An Act allowing the Supreme Court to grant appeals in certain cases".

And herewith respectfully submit the same.

Thomas H. Newton
Secretary.

Senate Chamber
March 1st. 1875.

Mr. Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of Senate Substitute to House Bill No. 157. entitled "An Act to provide for the support of the Arkansas Institute for the Education of the Blind."

And herewith respectfully submit the same, and return the original House Bills.

Thomas H. Newton
Secretary.

Senate Chamber
March 1st. 1875.

Mr Speaker:

I am instructed by the Senate to inform your honorable body of the passage by the Senate of House Joint Resolution No. 34. entitled "A Joint Resolution to refer the claim of Johnson and Reynolds to the State Board of Finance."

And herewith respectfully return the same.

Thomas H. Newton
Secretary.

The question being on the motion that the further consideration of the bill be indefinitely postponed.

It was not agreed to.

The question then recurring on the motion that the bill be engrossed for 3d. reading and made the special order for 3 o'clock P.M. on the morrow.

It was agreed to.

Mr Wildberger at 4 o'clock and 50 minutes moved that the House take a recess until 7 o'clock P.M.

Which was not agreed to.

Mr Rice moved that the rules be suspended and that the House pass to the consideration of the bill of the Senate (S. 216) entitled "An Act to enable settlers and preemptors on the Swamp and overflowed lands to perfect their titles by entry

Which was not agreed to (two thirds of the members present not voting therefor.)

Mr Hill of Calhoun at 4 o'clock and 56 minutes moved that the House adjourn.

It was not agreed to.

Mr Judkins in accordance with previous notice, moved to reconsider the vote by which the House agreed to indefinitely postpone the further consideration of the Bill of the House (H.R. 106) entitled "An

Act to provide for publication of laws, proclamations, warning orders and official notices in the German Language.

On motion of Mr Avera,

Ordered, that the motion to reconsider lie on the table.

Mr Rice, Chairman of the Committee on Enrolled Bills, submitted submitted to the House the following report.

Mr Speaker:

The bill of the House No. 181. An Act entitled An Act to establish the law of Forcible Entry and Detainer and repealing Sec 2932 to Sec 2950. Gantts Digest having been signed by the proper officers on the 1st day of March 1875. returned to his Excellency, the Governor, for his action thereon.

J. M. [illegible]
Chairman

And then
On motion of Mr Dodson of Hempstead

The House at 5 o'clock and 5 minutes P.M. adjourned.

J. T. P. [illegible]

J. B. Gantting
Clerk.